

09898708

Patent JPW

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James Joseph Babka et al.

Assignee: Trilogy Development Group, Inc.

Title: EFFICIENT TECHNIQUE FOR MATCHING HIERARCHIES OF
ARBITRARY SIZE AND STRUCTURE WITHOUT REGARD TO
ORDERING OF ELEMENTS

Patent No.: 7,062,493

Issued: June 13, 2006

Atty. Docket No.: 027-0006

October 12, 2006

Mail Stop Petition
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR ISSUANCE OF AN APPLICATION IN THE NAME OF
THE ASSIGNEE UNDER 37 C.F.R. § 3.81(B)**

1. Patentee hereby petitions to correct the assignee's name on the above-identified patent by issuing the attached Certificate of Correction.
2. Applicant requests that 37 C.F.R. § 3.81(a) be waived to permit the correct name of the assignee to be provided after issuance of the patent. The failure to include the correct assignee name on the PTOL-85B was inadvertent. The assignment to Trilogy Development Group, Inc. was submitted for recordation as set forth in § 3.11 before issuance of the patent, as evidenced by the attached copy of the notice of recordation of assignment to Trilogy Development Group, Inc. mailed September 19, 2001 as well as by the attached copy of the record in the Assignment database reflecting the assignment document that was actually recorded, with Trilogy Development Group, Inc. as the assignee.
3. This petition is accompanied by the processing fee set forth in 37 C.F.R. § 1.17 (i), as well as a Request for Certificate of Correction under 37 C.F.R. § 1.323.

10/18/2006 CNGUYEN 00000043 7062493

01 FC:1464

130.00 OP

4. The \$130.00 fee required under 37 C.F.R. § 1.17(i) is submitted as follows:

- ☒ The fee is being paid by credit card as directed in the attached Form PTO-2038.
- ☐ A check is enclosed for this fee.
- ☐ Please charge this fee to Deposit Account 50-0631. A duplicate of this request is attached.
- ☒ The Commissioner is hereby authorized to charge any deficiency in fees and any additional fees that may be required by this paper, and to similarly credit any overpayment, to Deposit Account 50-0631.

Respectfully submitted,



Kimberley Elcess, Reg. No. 36,128
Agent for Applicant(s)
(512) 338-6321 (direct)
(512) 338-6300 (main)
(512) 338-6301 (fax)

DOCKETED
SEP 28 2001



UNITED STATES DEPARTMENT OF COMMERCE
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ASSISTANT SECRETARY AND COMMISSIONER
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Washington, D.C. 20231

SEPTEMBER 19, 2001

PTAS
ZAGORIN, O'BRIEN & GRAHAM, L.L.P.
DAVID W. O'BRIEN
401 WEST 15TH STREET, SUITE 870
AUSTIN, TX 78701



101778227A

RECEIVED
ZAGORIN, O'BRIEN & GRAHAM, L.L.P.
SEP 24 2001

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/13/2001

REEL/FRAME: 011970/0834
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BABKA, JAMES J.

DOC DATE: 07/02/2001

ASSIGNOR:

SURDULESCU, RAZVAN

DOC DATE: 07/02/2001

ASSIGNEE:

TRILOGY DEVELOPMENT GROUP, INC.
6034 WEST COURTYARD DRIVE
AUSTIN, TEXAS 78730

SERIAL NUMBER: 09898708
PATENT NUMBER:

FILING DATE: 07/03/2001
ISSUE DATE:

PAULA MCCRAY, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

07-17-2001

RECORDATION FORM COVER SHEET
PATENTS ONLY

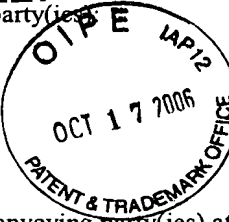
ATTORNEY DOCKET NO.: 027-0006

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

s and Trademarks. Please record the attached original documents or copy thereof.

101778227

1. Name of conveying party(ies)

James J. Babka
Razvan Surdulescu

7/3/01

Additional name(s) of conveying party(ies) attached?

☐ Yes ☒ No

2. Name and address of receiving party(ies):

Name: Trilogy Development Group, Inc.

Internal Address: _____

Street Address: 6034 West Courtyard DriveCity: AustinState: TXZIP: 78730Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of Conveyance:

- ☒
- Assignment
- ☐
- Merger
-
- ☐
- Security Agreement
- ☐
- Change of Name
-
- ☐
- Other _____

Execution Date: July 2, 2001

09/898708

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: July 2, 2001

A. Patent Application No.:

B. Patent No.:

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name David W. O'Brien
Internal Address: Zagorin, O'Brien & Graham, L.L.P.
Street Address: 401 West 15th Street, Suite 870
City AUSTIN State TX ZIP 787016. Total number of applications and patents involved: 17. Total Fee (37 CFR 3.41): \$ 40.00

- ☒
- A check is enclosed for the Total Fee shown above
-
- ☐
- Please charge the Total Fee shown above to Deposit Account 50-0631
-
- ☒
- Authorized to charge additional fees to Deposit Account 50-0631

07/10/2001 HN00R1 00000013 09898708

04 FC:581

40.00 OP

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8. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*David W. O'Brien, Reg. No. 40,107
Name of Person Signing

Signature

7/3/01

Date

Total number of pages including cover sheet: 3

Express Mail Label No.: EL675711045US

ASSIGNMENT OF INVENTION

For good and valuable consideration, the receipt of which is hereby acknowledged,
I, an ASSIGNOR named below,

James J. Babka of Round Rock, Texas
Razvan Surdulescu of Austin, Texas

hereby sell, assign and transfer to

ASSIGNEE: Trilogy Development Group, Inc. a Delaware Corporation, having
a principal place of business located at 6034 West Courtyard Drive,
Austin, TX 78730,

its successors, assigns and legal representatives, my entire right, title and interest throughout
the world, including all rights to claim priority, in and to the invention(s) disclosed in:

- ☒ U.S. Patent Application executed on or about the date of this Assignment,
- ☐ U.S. Patent Application executed on _____, or
- ☐ U.S. Provisional Application
- ☐ U.S. Application No.: _____, filed on _____
- ☐ International Application No.: PCT/_____, filed on _____

ENTITLED: **EFFICIENT TECHNIQUE FOR MATCHING
HIERARCHIES OF ARBITRARY SIZE AND STRUCTURE
WITHOUT REGARD TO ORDERING OF ELEMENTS**, and
naming as

INVENTOR(S): James J. Babka and Razvan Surdulescu

including without limitation, my entire right, title and interest in and to any and all United
States and foreign applications (including international, regional and foreign national
applications) for said invention(s), including divisions, continuations, continuations-in-part,
renewals, substitutes and extensions thereof, and in and to any and all patents of every
country or region that may be granted or have been granted for said invention(s), including
any reissues and reexaminations thereof.

To comply with 37 C.F.R. § 3.21 for recording this Assignment, I authorize and request that
the application number and filing date be inserted here, if not already shown above,
(_____/_____, filed _____) when they become known.

I authorize ASSIGNEE to apply for patents of foreign countries for said invention(s), and to
claim all rights of priority without further authorization from me.

I agree to execute any and all papers useful in connection with any and all United States and
foreign applications (including international, regional, and foreign national applications), and
generally to do everything possible to aid ASSIGNEE, its successors, assigns and nominees,
at their request and reasonable expense, in obtaining and enforcing patents for said
invention(s) in all countries.

I hereby covenant that no assignment, sale, license, agreement, or encumbrance has been or
will be made or entered into that would conflict with this Assignment.

ASSIGNMENT OF INVENTION

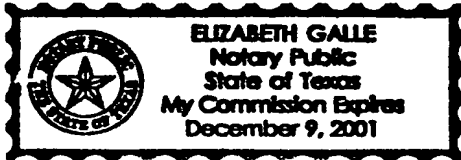
I authorize and request the Commissioner of Patents and Trademarks to issue any U.S. Letters Patent that may be granted for said invention(s) to ASSIGNEE, its successors or assigns.

Executed on 7/2, 2001 by James J. Babka
James J. Babka

----- Notary Use Below -----

State of Texas
County of Travis

On July 2, 2001, James J. Babka, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within this instrument, personally appeared before me and acknowledged to me that he/she executed this instrument in his/her authorized capacity, and that by his/her signature, he/she or the entity upon behalf of which he/she acted, executed the instrument.

 ELIZABETH GALLE
Notary Public
State of Texas
My Commission Expires
December 9, 2001


WITNESS my hand and official seal.
Elizabeth Galle
Signature of Notary

Executed on July 2nd, 2001 by Razvan Surdulescu
Razvan Surdulescu

----- Notary Use Below -----

State of TEXAS
County of TRAVIS

On July 2, 2001, Razvan Surdulescu, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within this instrument, personally appeared before me and acknowledged to me that he/she executed this instrument in his/her authorized capacity, and that by his/her signature, he/she or the entity upon behalf of which he/she acted, executed the instrument.

 LORI SHAY CAPELO
Notary Public
STATE OF TEXAS
My Comm. Expires 05-17-2004

WITNESS my hand and official seal.
Lori Shay Capelo
Signature of Notary



Patent Assignment Abstract of Title**Total Assignments: 1****Application #:** 09898708**Filing Dt:** 07/03/2001**Patent #:** 7062493**Issue Dt:** 06/13/2006**PCT #:** NONE**Publication #:** NONE**Pub Dt:****Inventors:** James J. Babka, Razvan Surdulescu**Title:** EFFICIENT TECHNIQUE FOR MATCHING HIERARCHIES OF ARBITRARY SIZE AND STRUCTURE WITHOUT REGARD TO ORDERING OF ELEMENTS**Assignment: 1****Reel/Frame:** 011970 / 0834**Received:** 07/17/2001**Recorded:** 07/13/2001**Mailed:** 09/19/2001**Pages:** 3**Conveyance:** ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).**Assignors:** BABKA, JAMES J.**Exec Dt:** 07/02/2001

SURDULESCU, RAZVAN

Exec Dt: 07/02/2001**Assignee:** TRILOGY DEVELOPMENT GROUP, INC.

6034 WEST COURTYARD DRIVE

AUSTIN, TEXAS 78730

Correspondent: ZAGORIN, O'BRIEN & GRAHAM, L.L.P.

DAVID W. O'BRIEN

401 WEST 15TH STREET, SUITE 870

AUSTIN, TX 78701

Search Results as of: 10/10/2006 12:02:14 PM

Disclaimer:**Assignment information on the assignment database reflects assignment documents that have been actually recorded.****If the assignment for a patent was not recorded, the name of the assignee on the patent application publication or patent may be different.****If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 571-272-3350**

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James Joseph Babka et al.

Assignee: Trilogy Development Group, Inc.

Title: EFFICIENT TECHNIQUE FOR MATCHING HIERARCHIES OF
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Patent No.: 7,062,493

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Atty. Docket No.: 027-0006

October 12, 2006

Mail Stop Petition
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT—
APPLICANT'S MISTAKE (37 C.F.R. § 1.323)**

1. It is noted that an error appears in this patent of a clerical, typographical, or minor nature or character, as more fully described below. It occurred in good faith. Correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination. A certificate of correction is requested.
2. Attached hereto is Form PTO/SB/44 (PTO-1050) suitable for printing.
3. The exact page and line number where the error(s) occur(s) in the application file is:

Notice of Allowance, item 3
4. Please send the Certificate to:

Kimberley Elcess
Zagorin O'Brien Graham LLP
7600B N. Capital of Texas Hwy, Suite 350
Austin, TX 78731

10/18/2006 CNGUYEN 00000043 7062493

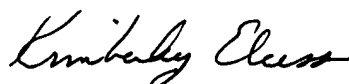
02 FC:1811

100.00 0P

5. The \$100.00 fee required under 37 C.F.R. § 1.20(a) is submitted as follows:

- ☒ The fee is being paid by credit card as directed in the attached Form PTO-2038.
- ☐ A check is enclosed for this fee.
- ☐ Please charge this fee to Deposit Account 50-0631. A duplicate of this request is attached.
- ☒ The Commissioner is hereby authorized to charge any deficiency in fees and any additional fees that may be required by this paper, and to similarly credit any overpayment, to Deposit Account 50-0631.

Respectfully submitted,



Kimberley Elcess, Reg. No. 36,128
Agent for Applicant(s)
(512) 338-6321 (direct)
(512) 338-6300 (main)
(512) 338-6301 (fax)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF CORRECTION

PATENT NO : 7,062,493

DATED : June 13, 2006

INVENTOR(S) : James Joseph Babka et al.

It is certified that error(s) appear(s) in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On title page, please change Assignee information listed under No. (73) "Trilogy Software, Inc." to --Trilogy Development Group, Inc.--.

MAILING ADDRESS OF SENDER:

ZAGORIN O'BRIEN GRAHAM LLP
7600B N. Capital of Texas Hwy., Suite 350
Austin, Texas 78731

PATENT NO. 7,062,493